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ORDINANCE NO. 70

AN ORDINANCE OF THE CITY OF PARKLAND, FLORIDA AMENDING AND REVISING THE CHARTER OF THE CITY OF PARKLAND; PROVIDING FOR THE DEFINITION OF MUNICIPALITY; PROVIDING FOR CORPORATE LIMITS OF THE CITY; PROVIDING FOR EXPANSION AND CONTRACTION OF THE MUNICIPALITY; PROVIDING FOR POWERS OF THE CITY AND CONSTRUCTION THEREOF; PROVIDING FOR INTER-GOVERNMENTAL RELATIONS; PROVIDING FOR EXTRATERRITORIAL POWERS; PROVIDING FOR TITLE TO PUBLIC PROPERTY AND STREETS; PROVIDING FOR THE MAYOR AND CITY COMMISSION; PROVIDING FOR COMMISSION DISTRICTS; PROVIDING FOR TERM AND OATH OF OFFICE OF ELECTIVE OFFICERS; PROVIDING FOR COMPENSATION FOR CITY COMMISSIONERS AND THE MAYOR; PROVIDING FOR REGULAR AND SPECIAL MEETINGS; PROVIDING FOR A QUORUM FOR CITY COMMISSION MEETINGS AND ATTENDANCE REQUIREMENTS AT SAME; PROVIDING FOR THE PRESIDING OFFICER OF THE COMMISSION; PROVIDING FOR ELECTIONS; PROVIDING FOR QUALIFICATIONS FOR CANDIDATES; PROVIDING FOR DATE OF ELECTIONS; PROVIDING FOR THE EVENT OF A TIE VOTE; PROVIDING FOR VACANCY IN THE MEMBERSHIP OF THE COMMISSION OR IN THE OFFICE OF THE MAYOR; PROVIDING FOR THE APPOINTMENT AND REMOVAL OF THE CITY MANAGER; PROVIDING FOR NON-INTERFERENCE BY THE COMMISSIONERS WITH THE PERFORMANCE OF DUTIES OF ANY OFFICERS OR EMPLOYEES APPOINTED BY THE CITY MANAGER; PROVIDING FOR THE APPOINTMENT

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\***Editor's note**—Printed herein is the Home Rule Charter of the City, Ordinance No. 70, adopted in a referendum held on November 2, 1982. Catchlines that have been added are indicated in brackets [ ].

**State law reference**—Municipal Home Rule Powers Act, F.S. § 166.041.

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AND DUTIES OF THE CITY CLERK; PROVIDING FOR A SURETY BOND FOR THE CITY CLERK; PROVIDING FOR THE PROCEDURE FOR EMERGENCY ORDINANCES; PROVIDING FOR THE PROCEDURE FOR SALE OF CITY PROPERTY; PROVIDING FOR THE FISCAL YEAR FOR THE CITY; PROVIDING FOR THE STATUS OF THE FORMER CHARTER; PROVIDING LAWS, ORDINANCES AND RESOLUTIONS; PROVIDING FOR CONTINUATION OF THE CURRENT CITY COMMISSIONERS, OFFICERS AND EMPLOYEES TO HOLD THEIR OFFICES AND POSITIONS AND DISCHARGE THEIR DUTIES; PROVIDING FOR THE CONTINUATION OF PENDING MATTERS EXCEPT AS MODIFIED BY THE PROVISIONS OF THIS CHARTER; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REFERENDUM AND EFFECTIVE DATE; PROVIDING FOR THE FORM OF BALLOT AND PLACING SAME ON THE GENERAL ELECTION.

WHEREAS, the Constitution of the State of Florida and Chapter 166 of the Florida Statutes grants to municipalities the broad exercise of home rule powers, including the power of authority to amend and revise their Charters; and

WHEREAS, certain sections of the present Charter of the City of Parkland have become ordinances according to State law; and

WHEREAS, certain sections have been amended; and

WHEREAS, the City of Parkland wishes to up-date, streamline and clarify its present Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA:

**ARTICLE I. TRANSITION**

**1.01 Short title.**

This ordinance shall be known and cited as the Charter of the City of Parkland.

**1.02 Definition of municipality.**

The inhabitants of the City of Parkland, as its boundaries are presently established and designated, or as may hereafter be established and designated, shall continue to be a body politic and corporate, to be known and designated as "City of Parkland" and as such shall have perpetual succession.

**1.03 Corporate limits.**

The corporate limits of the City of Parkland are fixed and defined as those existing and in effect upon the date of the passage of this Charter. An official map of the City of Parkland denoting the official boundaries at present and as amended shall be maintained by the City Clerk.

**1.04 Expansion and contraction of municipality.**

The territorial limits of the municipality of the City of Parkland may be contracted or expanded in accordance with Ch. 171 of Florida Statutes.

**ARTICLE II. GENERAL POWERS****2.01 Powers of the City.**

The City shall have all the powers possible for a city to have under the Constitution and the laws of this State as fully and completely as though they were specifically enumerated in this Charter.

**State law reference**—Municipal home rule powers, F.S. § 166.021.

**2.02 Powers to be liberally construed.**

The powers of the City under this Charter shall be construed liberally in favor of the City and a specific mention of particular powers in the Charter shall not be construed as limiting in any way the general powers cited in this Article.

**2.03 Intergovernmental relations.**

The City may exercise any of its powers or perform any of its functions and may participate in the financing thereof jointly or in cooperation, by contract or otherwise, with any one or more states, counties or municipalities or civil divisions or agencies thereof or the United States or any agency thereof.

**State law reference**—Florida Interlocal Cooperation Act, F.S. § 163.01.

**2.04 Extraterritorial powers.**

In addition to the powers enumerated herein the City of Parkland shall be vested with all extraterritorial powers heretofore granted by prior Charters of the City, as amended, and the laws of the State of Florida.

**2.05 Title to public property and streets.**

The title or right to easements in and jurisdiction over all streets, thoroughfares, parks, alleys, and all other public property within the territorial limits of the City of Parkland shall be vested in the City.

**ARTICLE III. THE MAYOR AND CITY COMMISSION****3.01 City Commission.**

The City of Parkland shall be governed by a City Commission consisting of five (5) members, one of whom shall be the Mayor and one of whom shall be the Vice Mayor. The Commissioners shall elect from among themselves one Commissioner as Vice Mayor.